

10/1/2015

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STATE OF MICHIGAN

DETROIT BOARD OF POLICE COMMISSIONERS

REGULAR MEETING

Pages 1 to 73

Taken at 1301 Third Avenue

Detroit, Michigan

Commencing at 3:00 p.m.

Thursday, October 1, 2015

Before Melinda R. Womack, CSR-3611

1 COMMISSIONERS:  
2  
3 GEORGE ANTHONY, Secretary  
4 LISA CARTER, Chairperson  
5 ELIZABETH BROOKS, Commissioner  
6 WILLIE E. BURTON, Commissioner  
7 RICARDO R. MOORE, Commissioner  
8 DONNELL R. WHITE, Commissioner  
9 RICHARD SHELBY, Commissioner  
10 REGINALD CRAWFORD, Commissioner  
11 CONRAD MALLETT, Commissioner  
12 BISHOP EDGAR VANN, Commissioner  
13 EVA GARZA DEWAELSCHÉ, Commissioner  
14  
15  
16 ALSO PRESENT:  
17  
18 LINDA BERNARD, Attorney to Board  
19 PAMELA DAVIS-DRAKE, Chief Investigator  
20 SGT. ALAN QUINN, Recorder  
21 ROBERT BROWN, Administrative Assistant  
22  
23  
24  
25

1 Detroit, Michigan  
2 Thursday, October 1, 2015  
3 About 3:00 p.m.

4 CHAIRPERSON CARTER: Good afternoon. I'm  
5 going to call the meeting to order. Welcome to the  
6 Board of Police Commissioners weekly meeting. My name  
7 is Lisa Carter, Chair of the Police Commission. At  
8 this time, I'm going to ask that Commissioner Vann give  
9 the invocation.

10 (Invocation given)

11 CHAIRPERSON CARTER: Thank you, Commissioner  
12 Vann. At this time I'm going to offer a moment of  
13 silence for the victims of the Oregon incident. Thank  
14 you. At this time, Secretary Anthony, could you please  
15 do a roll call?

16 SECRETARY ANTHONY: Thank you, ma'am. For  
17 the record, George Anthony, Secretary to the Board.  
18 Commissioner Willie E. Bell has asked to be excused.  
19 Commissioner Elizabeth Brooks?

20 COMMISSIONER BROOKS: Present.

21 SECRETARY ANTHONY: Commissioner Willie E.  
22 Burton?

23 COMMISSIONER BURTON: Present.

24 SECRETARY ANTHONY: Commissioner Reginald  
25 Crawford?

1 COMMISSIONER CRAWFORD: Present.

2 SECRETARY ANTHONY: Commissioner Eva Garza  
3 Dewaelsche?

4 COMMISSIONER DEWAELSCHÉ: Present.

5 SECRETARY ANTHONY: Commissioner Conrad L.  
6 Mallet, Jr.? Commissioner Ricardo R. Moore?

7 COMMISSIONER MOORE: Present.

8 SECRETARY ANTHONY: Commissioner Richard  
9 Shelby?

10 COMMISSIONER SHELBY: Present.

11 SECRETARY ANTHONY: Bishop Edgar Vann, II?

12 COMMISSIONER VANN: Present.

13 SECRETARY ANTHONY: And Commissioner Donnell  
14 R. White.

15 COMMISSIONER WHITE: Present.

16 SECRETARY ANTHONY: It should be noted for  
17 the record that Commissioner Conrad Mallett is present.

18 COMMISSIONER MALLETT: Present.

19 SECRETARY ANTHONY: You have a quorum.

20 CHAIRPERSON CARTER: Thank you. At this  
21 time, I'd like to introduce Assistant Chief Steve  
22 Dolunt.

23 A.C. DOLUNT: Good afternoon.

24 CHAIRPERSON CARTER: Good afternoon. Thank  
25 you for joining us in the absence of Chief James Craig.

1 And Mr. Anthony, would you please introduce the rest of  
2 the staff that's here?

3 SECRETARY ANTHONY: Thank you, ma'am. We  
4 have seated in the front Ms. Pamela Davis-Drake our  
5 Chief Investigator. Seated next to her is Ms. Linda  
6 Bernard, who is our attorney to the Board. Mr. Robert  
7 Brown, our Administrative Assistant is in the back.  
8 Sergeant Alan Quinn is recording our proceedings, and  
9 Ms. Mindy Womack from Hanson Court Reporting Service is  
10 taking the transcript. That completes the  
11 introduction.

12 CHAIRPERSON CARTER: Thank you, sir. At this  
13 time, Commissioners, you have before you the agenda for  
14 Thursday, October 1st. Is there a motion to approve  
15 the agenda?

16 COMMISSIONER: Approve, Madam Chair.

17 COMMISSIONER: Support.

18 CHAIRPERSON CARTER: Been moved and supported  
19 that the agenda be adopted. Is there any discussion?  
20 Those in favor?

21 COMMISSIONERS: Aye.

22 CHAIRPERSON CARTER: Those opposed? The  
23 motion carries.

24 You have before you, Commissioners, the  
25 minutes from Thursday, September 24th, 2015. Is there

1 a motion to approve the minutes?

2 COMMISSIONER CRAWFORD: Support.

3 COMMISSIONER MOORE: Second.

4 CHAIRPERSON CARTER: Moved and supported. Is  
5 there any discussion?

6 COMMISSIONER WHITE: Madam Chair, if I may, I  
7 was just looking for the portion of the agenda. I know  
8 I did have to leave early at last week's meeting and  
9 understand that there was a motion put forth by  
10 Commissioner Dewaelsche, and I was just trying to put  
11 my finger on that just to make sure that that was in  
12 the minutes.

13 SECRETARY ANTHONY: Madam Chair, if I may  
14 just indicate, that's at the very end. It's prior to  
15 the adjournment.

16 COMMISSIONER DEWAELSCHÉ: Page 7.

17 COMMISSIONER WHITE: Thank you, Madam Chair.

18 CHAIRPERSON CARTER: It's been moved and  
19 supported that the minutes from Thursday, September  
20 24th be accepted. Those in favor aye?

21 COMMISSIONERS: Aye.

22 CHAIRPERSON CARTER: Those opposed? The  
23 motion carries. And at this time is the Chairperson's  
24 report and this week has been a busy work for us in the  
25 office. On Tuesday several of you were at the City

1 Council. Thank you. When Mary Sheffield introduced  
2 the resolution granting us our power and authority back  
3 as of December 10th of 2015, and I'd like to thank all  
4 of those that came out and attended. It was really a  
5 moving moment for me and as well as others that  
6 attended the meeting.

7 This week I also met with Mayor Duggan and we  
8 had a very -- it was myself and vice chair. We had a  
9 meeting and we were able to discuss several things  
10 during that meeting. One thing that the mayor is  
11 putting in place or he's looking into is actually  
12 providing us a CFO and he wants us to meet with Alexis  
13 Wiley after we return from the NACo Conference next  
14 week. So that will be a week after next that there  
15 will be a meeting with Alexis Wiley.

16 I actually presented an alternate  
17 organizational chart. I don't know if everybody saw  
18 the organizational chart that Chief Craig's office  
19 submitted to us but it was flawed. And so I brought  
20 that up during the meeting so Chief Craig agreed to  
21 make changes to the organizational chart.

22 Also, the Mayor agreed and the Chief agreed  
23 to better an open line of communications between us,  
24 between the Board of Police Commissioners and the  
25 Mayor's office and the Chief's office.

1                   We also talked about the wages that the  
2                   officers. He knows that there's -- we have to do  
3                   something about the wages that the officers receive  
4                   right now, and his team is looking into improving the  
5                   wages of the officers. And actually, he is very in  
6                   tune with what's going on and he is focused on getting  
7                   them more resources so that they can improve their  
8                   education. At this time, the Department does not offer  
9                   tuition reimbursement so he's looking at things that  
10                  will bring better talent to the Detroit Police  
11                  Department. So we talked about he supported the  
12                  reinstatement of our authority, and that was evident on  
13                  Tuesday when Alexis Wiley was able to speak on his  
14                  behalf to the City Council. And we just agreed to  
15                  really work on our relationship on building trust  
16                  between his office and this Board. So I think it was a  
17                  very productive meeting and I think going forward that  
18                  we will have those open lines of communication and that  
19                  we will be able to work closely together. So with that  
20                  being said, do you have any questions about --

21                         COMMISSIONER VANN: Madam Chair, I just want  
22                         to take a moment to commend you and your leadership and  
23                         your willingness to sit down with the mayor, and I  
24                         think all of us are ecstatic to know that the powers of  
25                         this Commission as Charter mandated have been restored.

1 I think all of us spoke as one voice in that regard in  
2 various ways, but I appreciate that and I appreciate  
3 you seeking to foster the type of relationship with the  
4 administration that's needed in this day and time  
5 because of the very critical need and the very critical  
6 issues with regard to safety that, public safety that  
7 are in our community, so thank you for being our  
8 leader.

9 CHAIRPERSON CARTER: Thank you. Thank you  
10 Commissioner Vann. Thank you. Any other comments,  
11 Commissioners?

12 All right. So we'll move on on the agenda at  
13 this time. Is there any presentation from the Police  
14 Department?

15 A.C. DOLUNT: Our stats. Luckily it's been  
16 kind of quiet this past week. Our carjackings are down  
17 4% from last year at this time. Our robberies are down  
18 19% the same period. Our nonfatal shootings are at 0%.  
19 We're two over last year for the same period, but it  
20 looks like we have two that were self-inflicted and  
21 homicide rate is currently 1% below last year. I think  
22 I mentioned before that Deputy Chief Hall and Captain  
23 Tosqui are going to the FBI Academy. So while she's  
24 gone, Deputy Chief LaValley will run all neighborhood  
25 operations. Deputy Chief Fitzgerald is still out with

1 his softball injury and should be gone another two  
2 weeks.

3 This week City of Detroit -- excuse me,  
4 Police Department, actually, hosted the Violence  
5 Reduction Network. We went to Washington last year and  
6 this year they picked Detroit to host it and it was at  
7 the Renaissance Center. They brought West Memphis,  
8 Little Rock, Camden, Compton and a couple other C's in  
9 there to look up not just what we've done but some  
10 other cities. Chicago showed up but they had a bad  
11 week this week. So it was real bad, actually. So  
12 anyway, it was a good presentation. I think we're  
13 going to get more cooperation with the ATF and the  
14 Michigan State Police so we're making strides in the  
15 right direction. And that's all I have.

16 CHAIRPERSON CARTER: Thank you, AC Dolunt.  
17 Going back to my report, I'm sorry, there was something  
18 I neglected to mention, and that is the on the same day  
19 that we were at City Council and we came back to the  
20 office and Chief Investigator Drake, thank you, was  
21 there with a couple of people representing the City.  
22 There was an issue, there is an issue with their lease.  
23 They are basically being put out and they have to be  
24 out by the 15th of October. So at this time, if  
25 there's no objection, I'd like for Ms. Drake to speak

1 to us with regards to what's going on with the lease  
2 and what's going on with the new building and the  
3 decision that was made Tuesday, Tuesday or Wednesday.

4 C.I. DRAKE: Thank you, Madam Chair, and good  
5 evening -- or afternoon. We have had a very tumultuous  
6 week. It has been very interesting. Actually this is  
7 an ongoing issue. I think you all know that the  
8 Merrill Plaisance Building that has been actually the  
9 contractors and GSD have been working on for several  
10 months, actually over a year now. We have had some  
11 contractual issues with the builder or the  
12 construction, the lead company and, unfortunately,  
13 there was a breach in the contract. There was some  
14 other issues that are going on and the building is  
15 still not ready for us to get into. It's going to be a  
16 beautiful building. The City has done quite a bit of  
17 work on it but, unfortunately, the contractor dropped  
18 the ball, the City actually did not.

19 So given that scenario, we on October 15th  
20 our lease expires with the current place that we are in  
21 at Cadillac Towers, not just for us, but several of the  
22 City entities that were housed in the building. Most  
23 of them have already moved out to different locations.  
24 The Office of the Chief Investigator was one of the  
25 last. I know General Services Division and the City

1 were working diligently to try to actually keep us in  
2 that building for the next three to six months because  
3 that is when it's anticipated that the building will be  
4 completed at Merrill Plaisance. Unfortunately, that  
5 fell through. Reason being because of the expense.  
6 That is prime real estate. If any one of you, I know  
7 several of you've been up to our office, you know it's  
8 a beautiful, beautiful facility so, unfortunately, we  
9 are not able to stay there.

10 We did work with GSD. The Police Department  
11 was stellar. The Fire Department, all three came to  
12 our rescue at the last minute. The Police Department  
13 did offer another building. The building was actually  
14 located where gaming is currently located on Shane. We  
15 did consider that. Only problem is that they had to  
16 technologically we would have been challenged there.  
17 There were a lot of technical needs that we had. We  
18 need several drops for phones, phone lines. We need  
19 drops for computers and copiers and printers and so  
20 forth, and that building was not yet equipped with  
21 that.

22 The other option was to come to the  
23 headquarters where it basically is plug and play.  
24 Everything is here for us. The drops are already here.  
25 The computers would not have been an issue. The

1 monitors are not an issue. The phone lines are already  
2 installed so it was decided that this would be the best  
3 likelihood for us to be able to be operational and up  
4 and running very quickly.

5 We did talk to Commissioners Bell and  
6 Commissioners Carter and request, perhaps, that we  
7 could stay, some of us could be in that office in the  
8 Board's office, and it was agreed upon that that was  
9 the case. So I very very much appreciate your  
10 willingness to be inconvenienced for about three to six  
11 months.

12 We did talk to the Fire Department.  
13 Commissioner Jenkins, the Fire Commissioner, willingly  
14 gave us another 12 spots, and then the Police  
15 Department offered another six. So we are now here and  
16 basically we're not having very many technical issues.  
17 Those of you who will remember our move from the Palms  
18 Building know that we were out of commission when we  
19 moved from the Palms Building to Cadillac Square for  
20 about a week and a half, almost two weeks. That, of  
21 course, slowed down our production. We weren't able to  
22 meet the deadlines like we should have and that did  
23 cause us when we -- our computers are down, we're dead  
24 in the water. So by being able to come here and  
25 literally being able to connect and be operational

1 within a few hours rather than a few weeks was  
2 certainly to our advantage. So I really want to take  
3 this time to thank the Board for allowing us to use the  
4 office space that you currently use. We very much  
5 appreciate that. Also the Police Department for  
6 working with us and in full support and cooperation and  
7 also the Fire Department certainly for their  
8 willingness to allow us to have space there.

9           Again, this is temporary. I'm told three  
10 months on the low end, six to eight months actually on  
11 the high end. I'm hoping that it will be somewhere in  
12 the middle if not at that low end. But certainly we're  
13 happy to have a home. It's temporary, but it is  
14 comfortable. And I'm certainly willing to take any  
15 questions that the Board may have at this time.

16           CHAIRPERSON CARTER: So one thing that I  
17 wanted to add to that, it was a decision that had to be  
18 made at the time.

19           C.I. DRAKE: Absolutely.

20           CHAIRPERSON CARTER: And I'm not happy with  
21 where we are. It's not the Ideal situation, but in a  
22 time where we are trying to be fiscally responsible  
23 just coming out of bankruptcy, I think that it was the  
24 best, the best decision that we could make, that I  
25 could make. And so the decision was made and I know

1 that some of you don't agree with it. I don't agree  
2 with it, but it was a decision that had to be made. So  
3 with that, any questions or comments that you have?

4 COMMISSIONER CRAWFORD: Yes, ma'am, through  
5 the Chair. I do support the decision, but also I want  
6 to caution that I certainly hope that this is rectified  
7 as soon as possible due to the fact, and we talked  
8 about this before in terms of citizens who want to walk  
9 in and file complaints, there's an issue filing  
10 complaints in a police facility, so to speak. Come to  
11 work today and I was evicted from my own desk. That's  
12 okay, because I do understand, you know, Chief  
13 Investigator's Office probably would have been evicted  
14 as of October 15th, so in retrospect I guess you're  
15 just squatters at this point, but that's okay.

16 C.I. DRAKE: Squatters with a comfortable  
17 home.

18 COMMISSIONER CRAWFORD: Yes, ma'am. I do  
19 understand the technology issue though, because it  
20 would have -- and this is a cost savings because to  
21 retrofit that other building on Jefferson and put in  
22 the technology that was needed, that's an expense the  
23 City would have incurred.

24 C.I. DRAKE: Absolutely.

25 COMMISSIONER CRAWFORD: Yes, ma'am. Thank

1           you.

2                       C.I. DRAKE: Thank you.

3                       COMMISSIONER BURTON: You know, through the  
4           Chair, you know, I need to raise, you know, this  
5           question. There was a opportunity where OCI could have  
6           moved into the gaming location. Why they didn't move  
7           into that location because now everyone here as far as  
8           the Commission has moved out of its location so we  
9           don't have a place where we can work and sit down with  
10          our constituents. We understand it is an urgency, this  
11          is a need, but this body have not taken a vote. Seemed  
12          like this should have been more of a request than a  
13          demand.

14                      C.I. DRAKE: And sir, I certainly -- I'm  
15          sorry, I don't want to overstep my bounds, Madam Chair,  
16          but we certainly take into consideration your concerns  
17          and your spot is still there for you, sir. We are  
18          making other accommodations for the staff to make sure  
19          that you have your spot available for you.

20                      COMMISSIONER BURTON: It's not so much my  
21          location, my spot, but it's for the Commission as a  
22          whole because whatever spot location that I have,  
23          although it's supposed to be a temporary solution, I am  
24          willing to share my location with any of the  
25          Commissioners that may need to, you know, need a spot

1 as well. But, you know, I have things that's locked up  
2 and, you know secure, properly secured in my desk, and  
3 today I no longer -- I don't have access to my desk. I  
4 don't even know where my desk is.

5 CHAIRPERSON CARTER: It's still in the same  
6 place, sir.

7 COMMISSIONER BURTON: But, you know, here it  
8 is --

9 CHAIRPERSON CARTER: It's still in the same  
10 place. And, like I said, it's not ideal.

11 COMMISSIONER BURTON: But that's not true.

12 CHAIRPERSON CARTER: It's not ideal.

13 COMMISSIONER BURTON: That's not true.

14 CHAIRPERSON CARTER: It's what we had to do.

15 C.I. DRAKE: And sir, I do assure you it is  
16 in the same place.

17 COMMISSIONER BURTON: But even, even -- it's  
18 not in the same space. We was just out there. But  
19 moving forward, if a location came available over in  
20 gaming, why not take that location? If phone jacks and  
21 things of that nature is an issue, you know, that's a  
22 quick fix, wouldn't you agree?

23 C.I. DRAKE: Well actually, sir, I do have to  
24 disagree. It was not a quick fix. Actually it would  
25 have been a very long and lengthy process possibly up

1 to two weeks because of the expense that would be  
2 incurred with the new jacks being inputted, the, the  
3 phone lines, the drops for all of our equipment. It  
4 would have taken quite a while. And as you know, sir,  
5 we are under tight deadlines and timeframes.

6 COMMISSIONER BURTON: Okay. But for -- okay.  
7 You're talking about a two-week period of time, right,  
8 versus now on the Commissioners we don't have a work  
9 location where we can work with our constituents to  
10 best serve our districts and to serve the citizens of  
11 Detroit to the full capacity. So I could see maybe two  
12 weeks, three weeks, whatever that takes, but now we out  
13 of our location for what, up to what, six months  
14 approximately?

15 C.I. DRAKE: Unfortunately, that is the case,  
16 sir.

17 CHAIRPERSON CARTER: Commissioner Mallett?

18 COMMISSIONER MALLETT: Madam Chair, thank you  
19 very much. The idea that the Board of Police  
20 Commissioners is a constituent service agency perhaps  
21 in the broadest sense is accurate, but as I read the  
22 Charter, our responsibility is to provide oversight,  
23 citizen oversight over the Police Department. The  
24 point that I'm making is that we're not a state  
25 representative office, we're not a state senators

1 office, we're not a congressional office. We don't  
2 deliver, per se, constituent services. So Commissioner  
3 Burton, what I have indicated before, and will  
4 continue, is that it is the responsibility of the Board  
5 to continue to monitor and self-discipline itself in  
6 terms of what we do in response to the public service  
7 opportunity that we accepted. So the, the -- I mean  
8 I'm, I'm questioning the idea that we have  
9 responsibilities to the citizens of the people of the  
10 City of Detroit, thereby, we have constituents. But  
11 the idea that we need a meeting place to meet with our  
12 constituents, I guess I'm just misunderstanding  
13 completely the definition and the responsibilities.  
14 The job that we are required to do and authorized to  
15 do, encouraged to do and the one that we've accepted to  
16 do on behalf of the people of the City of Detroit is to  
17 provide oversight over the Department.

18 If as a part of our public service we can  
19 help somebody who needs help, regardless of whether or  
20 not they live in our district or not, it just seems to  
21 me that we are, we are -- is a mischaracterization of  
22 the responsibility that we have to say that we have  
23 "constituents." We have responsibility. And we have  
24 responsibility to the people of the City of Detroit,  
25 thus making them constituents, but it's not like among

1 the Charter responsibilities that we have, it is to  
2 deliver constituent services, which is a responsibility  
3 of a state rep, a Detroit City Council person, a  
4 congressperson or an elected official with legislative  
5 responsibility. That's not who we are.

6 And, and, and so the, the -- as careful  
7 stewards, frankly, of the taxpayers' money, the idea  
8 that the Inspector's Office would come and take an  
9 opportunity where -- because I -- the, the, the -- I'm  
10 aware that we have office space, but I've never been up  
11 there. So I mean I -- the -- clearly I guess we all  
12 approach these duties and responsibilities differently,  
13 but I'm glad somebody's using the space that might have  
14 been reserved for the Commission, which I guarantee the  
15 vast majority of us don't use at all.

16 CHAIRPERSON CARTER: Thank you, Commissioner  
17 Mallett.

18 COMMISSIONER BURTON: Mr. Mallett, that is  
19 not -- that's inaccurate because --

20 CHAIRPERSON CARTER: Excuse me.

21 COMMISSIONER BURTON: Excuse me, Madam Chair.

22 CHAIRPERSON CARTER: Excuse me, I do have the  
23 floor.

24 COMMISSIONER BURTON: But that's inaccurate  
25 because a lot of the --

1 CHAIRPERSON CARTER: You are out of order.

2 COMMISSIONER BURTON: Do utilize --

3 CHAIRPERSON CARTER: You're out of order.

4 COMMISSIONER BURTON: Does utilize their  
5 space.

6 CHAIRPERSON CARTER: Mr. Burton.

7 CHAIRPERSON CARTER: Several of the  
8 Commissioners.

9 COMMISSIONER WHITE: Madam Chair?

10 CHAIRPERSON CARTER: Mr. White. I'm sorry.

11 COMMISSIONER WHITE: I'm sorry.

12 CHAIRPERSON CARTER: Commissioner White and  
13 then Commissioner Vann.

14 COMMISSIONER WHITE: Thank you, Madam Chair.  
15 Thank you, Chief. I just wanted to make sure I heard  
16 you correctly in terms of the delay in terms of where  
17 we are. Was it at the fault of the contractor or was  
18 it --

19 C.I. DRAKE: Yes. The contractor defaulted.

20 COMMISSIONER WHITE: So, Madam Chair, I would  
21 so move that through the pen of the Chair that we send  
22 a communication to the contractor. I'm not sure who  
23 has the responsibility, but we've heard from several  
24 individuals, several entities over an extended period  
25 of time in terms of why we've been delayed. Certainly

1 I would like some leadership of this body to reach out  
2 directly to the contractor to ask for an  
3 accountability. I don't know if we're being charged  
4 extra fees because of the scope. Are we saving money  
5 because deadlines have been missed, and also, what  
6 guarantees do we have as a timeline. So I think it  
7 would be appropriate to formalize our concerns as a  
8 body to that contractor and any other entity that has  
9 oversight of this matter.

10 COMMISSIONER VANN: And Madam Chair, that was  
11 the purview of my remarks as well. I was kind of  
12 trying to figure out who project manages this  
13 construction because that's very important for us to  
14 know. I think this is over what, a year old?

15 CHAIRPERSON CARTER: Yes, it is, sir.

16 COMMISSIONER VANN: In terms of being late,  
17 or whatever it is. So I think it's important that we  
18 find out who's representing us as it relates to the  
19 contractors and what steps have they taken to  
20 ameliorate the situation as Commissioner White has also  
21 brought up and indicated, and I think this body ought  
22 to take a very strong position with regard to the  
23 contractors themselves.

24 C.I. DRAKE: Sir, I'm going to turn the mic  
25 over to Mr. Holland, Donald Holland, former lieutenant,

1 is now in charge of handling those types of operations,  
2 and I think he can speak better to the actual  
3 contractor and the relationship right now.

4 COMMISSIONER WHITE: Madam Chair, just a  
5 point of order. There's a motion on the floor that we  
6 should move for and second before we discuss or dispose  
7 of that motion before we have any further discussion.

8 CHAIRPERSON CARTER: Okay. The motion is  
9 that we -- can you repeat the motion, please?

10 COMMISSIONER WHITE: Sure, Madam Chair. The  
11 motion is that we through pen of the Chair submit  
12 communication to the contractor and any other entities  
13 that has oversight over the Office of the Chief  
14 Investigators ensuing move; that we ask for an  
15 accountability for resources that have been spent as  
16 well as a timeline for moving in.

17 CHAIRPERSON CARTER: Is there support?

18 COMMISSIONER MOORE: Support.

19 CHAIRPERSON CARTER: Is there any discussion?  
20 Those in favor of the motion?

21 COMMISSIONER: Aye.

22 CHAIRPERSON CARTER: Those opposed?

23 COMMISSIONER MALLETT: No.

24 CHAIRPERSON CARTER: So the motion carries.

25 Thank you.

1 MR. HOLLAND: Okay. Through the Chair,  
2 Resource Manager Don Holland. I represent the Detroit  
3 Police Department. I'm the liaison between the Police  
4 Department and General Services who is the actual  
5 construction manager. I will certainly express those  
6 concerns and make sure that if they don't, we will send  
7 those requests for accountability for our fees that we  
8 incur.

9 CHAIRPERSON CARTER: Thank you. Any  
10 questions for --

11 COMMISSIONER SHELBY: Through the Chair.  
12 We've heard that the contractor dropped the ball.  
13 What's actually needed to be done additionally to this  
14 facility?

15 MR. HOLLAND: Well, I don't have specifics.  
16 I don't actually manage the project. Those  
17 professional services are provided by General Services.  
18 The project is substantially complete; however, there  
19 was a breach by the contractor that has been  
20 articulated to us, the Police Department. He was  
21 unable to complete, I believe that's the issue, in a  
22 timely manner.

23 COMMISSIONER MOORE: Through the Chair, who  
24 is the contractor?

25 MR. HOLLAND: I just know the initials. It's

1 in litigation. According to Department counsel, we  
2 shouldn't divulge that at this point.

3 MS. WASHINGTON: Celia Washington. And to  
4 Commissioner White's point, there were a number of  
5 breaches actually. Deadlines were missed. This was  
6 actually supposed to be completed almost a year ago,  
7 but because we had -- a new contractor has been  
8 identified and there will be litigation taken against  
9 the former contractor because that money, there is some  
10 accountability issues, and because of that, the law  
11 department is pursuing that contractor.

12 COMMISSIONER MOORE: So the contractor can't  
13 be named?

14 MS. WASHINGTON: Not at this point, sir, but  
15 we can certainly talk about it.

16 COMMISSIONER MOORE: Thank you.

17 CHAIRPERSON CARTER: Commissioner White?

18 COMMISSIONER WHITE: If I heard you  
19 correctly, Attorney Washington, so there was an old  
20 contractor, now there's a new contractor.

21 MS. WASHINGTON: Absolutely, sir.

22 COMMISSIONER WHITE: Okay. So the individual  
23 who was the problem, isn't necessarily the individual  
24 who's moving daily so he can get us in the building.

25 MS. WASHINGTON: Absolutely. That person is

1 no longer.

2 COMMISSIONER WHITE: Understood.

3 MS. WASHINGTON: So any letters of inquiry,  
4 which I can't blame you for wanting to do, just a  
5 suggestion that it be directed to GSD, to General  
6 Services Division and they can give you more  
7 information.

8 COMMISSIONER MALLETT: Including the name of  
9 the contractor.

10 CHAIRPERSON CARTER: Thank you.

11 COMMISSIONER MALLETT: Which is a matter of  
12 public record.

13 MS. WASHINGTON: Well, we haven't, we haven't  
14 filed the complaint yet, sir.

15 COMMISSIONER MALLETT: I know, but it's a  
16 matter of public record because there was a contract  
17 signed.

18 MS. WASHINGTON: And several subcontractors,  
19 exactly.

20 COMMISSIONER MALLETT: Exactly. And all of  
21 them are aware that they're working for the City of  
22 Detroit, thus making their identity a matter of public  
23 record.

24 MS. WASHINGTON: And that is exactly the  
25 point. Some of them may not have been aware because

1 there was some shaky business from the main contractor,  
2 Mr. Commissioner.

3 COMMISSIONER WHITE: Madam Chair, I just  
4 wanted to add. I think that's important information.  
5 This is the first time I've heard we moved to a new  
6 contractor who's working. To me, I was always under  
7 the impression that there was someone who was just  
8 dragging their heels and which is why OCI was not able  
9 to move in and so I'm very pleased to hear that we've  
10 moved away from these individuals into a new situation  
11 so.

12 COMMISSIONER MALLETT: Madam Chair, I voted  
13 against the motion, but I wonder if I could, as a  
14 friend to Commissioner White, ask him to perhaps  
15 consider clarifying the motion that was voted on  
16 positively, and as a preliminary step, ask for a report  
17 from GSD so that we can know what was going on, then we  
18 can actually make a determination as to whether or not  
19 a letter from us would be appropriate. There are facts  
20 that we don't have that the Board seems awfully  
21 interested in receiving. And so I think what we ought  
22 to do is get those facts and then we can make a very  
23 informed decision as to the next steps.

24 CHAIRPERSON CARTER: Okay.

25 COMMISSIONER MALLETT: Commissioner White, I

1 turn that over to you.

2 COMMISSIONER WHITE: Madam Chair, I  
3 definitely think my colleague's comments are poignant.  
4 I think at the time of the motion that new information  
5 had not been shared, at least not with me, I don't know  
6 with other members of the body. So as such, I would  
7 put forth the motion to rescind the previous motion  
8 that was made and passed be this body.

9 COMMISSIONER MALLETT: Support.

10 COMMISSIONER WHITE: Afterwards offer a  
11 subsequent motion.

12 CHAIRPERSON CARTER: It's been moved and  
13 supported that we rescind the motion. Is there any  
14 discussion? Those in favor?

15 COMMISSIONERS: Aye.

16 CHAIRPERSON CARTER: Those opposed? The  
17 motion carries.

18 COMMISSIONER WHITE: Madam Chair, I would  
19 move that we craft a communication through the pen of  
20 the Chair to the GSD to ask for an update on status of  
21 pending litigations and timelines as applicable to the  
22 move of OCI.

23 COMMISSIONER: Support.

24 CHAIRPERSON CARTER: It's been moved and  
25 supported that we --

1 COMMISSIONER WHITE: Turn to the Secretary  
2 Anthony has all that stuff.

3 CHAIRPERSON CARTER: Is there any discussion?  
4 Those in favor?

5 COMMISSIONERS: Aye.

6 CHAIRPERSON CARTER: Those opposed? The  
7 motion carries.

8 C.I. DRAKE: And Madam Chair, if I may say  
9 that Assistant Chief White is here and he has been  
10 diligently working with GSD and other entities to try  
11 to get us into the building and he is willing to speak  
12 to your concerns.

13 CHAIRPERSON CARTER: Thank you.

14 A.C. WHITE: Good afternoon. Assistant Chief  
15 James White.

16 CHAIRPERSON CARTER: Good afternoon.

17 A.C. WHITE: I'm sorry. I just walked in the  
18 room. I was in another meeting. Is there any specific  
19 questions that you have that I might be able to answer  
20 regarding -- I can give you an overview very quickly.

21 CHAIRPERSON CARTER: That would be great.

22 A.C. WHITE: Approximately a year and a half  
23 ago at the behest of a consulting group that came in to  
24 look at the lease buildings in the City of Detroit we  
25 put together a strategy to decrease the number of

1 leases we had in the Police Department. Included in  
2 that was OCI. We identified through GSD General  
3 Services Division a facility that we know as Merrill  
4 Plaisance. At that time, it was decided that it was a  
5 good fit due to bus lines and location for OCI. We  
6 reached out to the members of the Board at the time as  
7 well as members of OCI did a walkthrough. There was  
8 some concern, a little bit of pushback with regards to  
9 the layout of the building, but we were able to remedy  
10 many of the concerns.

11 At that time, GSD entered into an agreement  
12 with a contractor to build out the facility. Over the  
13 past 13, 14 months there's been a number of delays  
14 culminating with the builder not paying his workers and  
15 ultimately losing the contract through the city.

16 As recently as Friday, I was informed that  
17 the director of GSD had intended to file suit against  
18 the builder but had not at that time. So at this  
19 point, I don't know if a formal lawsuit has been filed  
20 or not. And that's where we're at, unfortunately.

21 As an interim solution, OCI and -- or the OCI  
22 has moved into this building and then they'll be  
23 completed and moved before the 15th.

24 CHAIRPERSON CARTER: Commissioners, so you  
25 have any questions?

1 A.C. WHITE: Okay. Thank you.

2 CHAIRPERSON CARTER: Thank you.

3 COMMISSIONER MALLETT: Madam chair, I just  
4 want to make clear that while we are deeply  
5 appreciative of the Chief's report, that doesn't  
6 obviate the necessity to get the letter to GSD and have  
7 GSD come here and explain to us what occurred.

8 CHAIRPERSON CARTER: Absolutely. I agree.  
9 Thank you. Are there any standing committee reports?  
10 I'm sorry, and I neglected to acknowledge Chief Craig.  
11 Thank you for joining us a long time ago. So thank you  
12 for joining us. Do you have any comments you'd like to  
13 make, sir?

14 CHIEF CRAIG: Nothing. I don't know how far  
15 Assistant Chief Dolunt made the preliminary report.

16 A.C. DOLUNT: I just gave the stats, sir, and  
17 we said a prayer for the incident in Oregon about the  
18 terrorism this morning. You're aware of that, right?

19 CHIEF CRAIG: I'm aware of the?

20 A.C. DOLUNT: Community College?

21 CHIEF CRAIG: No.

22 A.C. DOLUNT: In Oregon they just killed ten  
23 people. I gave a report of our stats and they had a  
24 moment of silence. They had a terrorist attack. It  
25 looks like homegrown violent extremist, young kid,

1 killed ten students and shot 20 other ones. Kind of  
2 goes on our theme on working with terrorism.

3 CHIEF CRAIG: Thank you.

4 A.C. DOLUNT: Sure.

5 CHIEF CRAIG: I don't have anything to add.

6 CHAIRPERSON CARTER: At this time, we're  
7 under new business and we have the resolution for the  
8 appointment of Gail Oxendine as HR Director. Move for  
9 approval?

10 COMMISSIONER: Second.

11 COMMISSIONER: Support.

12 CHAIRPERSON CARTER: It's been moved and  
13 supported that we adopt the resolution for the  
14 appointment of Gail Oxendine as HR Director. Is there  
15 any discussion? Those in favor?

16 COMMISSIONERS: Aye.

17 CHAIRPERSON CARTER: Those opposed? Motion  
18 carries.

19 Is there anything under old business? Any  
20 old business that we'd like to discuss.

21 COMMISSIONER MOORE: Through the Chair. I  
22 did have a question for Director Oxendine in regards to  
23 promotional processes.

24 MS. OXENDINE: Gail Oxendine.

25 COMMISSIONER MOORE: Yes, ma'am. Can you

1 just explain to us the process that's taking place  
2 currently with the Assessment Centers and the scoring?

3 MS. OXENDINE: Okay. So the promotional  
4 process is a written examination is the first phase.  
5 Those that score high enough with respect to the number  
6 of people that we have, that the chief has indicated  
7 will move to the Assessment Center, we'll do that. So  
8 we have completed the written portion of the  
9 examination. The scores were reported, completely  
10 reported as of today, and those people that are moving  
11 to the Assessment Center have been informed when they  
12 receive their score information. The Assessment Center  
13 is scheduled for December of this year. And at the  
14 Assessment Center, those candidates will be assessed by  
15 various assessors across the country under the  
16 direction of Booth Research Group, who is our  
17 contractor who is responsible for the administration of  
18 the examination and the scoring of the examination.  
19 And subsequent to the Assessment Center being scored,  
20 those scores being provided to us by Booth Research  
21 Group, then the scores from both the written exam and  
22 the Assessment Center, along with some other what we  
23 call subjects and weights for the examination process,  
24 will be tallied and then there will be an eligibility  
25 list that will be established. Some of those other

1 subjects and weights include seniority, in-rank  
2 seniority, military service, and I think there's one or  
3 two others. Education I think is another one. So once  
4 we have an established eligibility list, then we'll be  
5 ready to execute any promotions.

6 COMMISSIONER MOORE: Thank you, ma'am.  
7 Appreciate it.

8 CHAIRPERSON CARTER: Any other questions?  
9 Mr. White.

10 COMMISSIONER WHITE: Not a question, Madam  
11 Director, I just wanted to personally, and I don't  
12 believe -- well, I won't attempt to speak on behalf of  
13 all Commissioners but me personally, I just wanted to  
14 publically say thank you for your service as Director.  
15 I believe there may have been some chatter that this  
16 body may not have been pleased with your service but  
17 me, personally, I think you've been very responsive  
18 times that I've reached out to you. You know my  
19 concerns as I've shared as it relates to residency as  
20 well as diversity in the department and I do believe it  
21 is a shared concern. It wasn't just me reaching out to  
22 you, but you've been working very diligently, I think,  
23 to serve this department well. I just wanted you to  
24 know that for me personally it was an honor to vote for  
25 this resolution to commend your service to this

1 department.

2 MS. OXENDINE: Thank you so much, sir. I  
3 really appreciate that positive feedback.

4 COMMISSIONER DEWAELSCHÉ: Madam Chair, if I  
5 may?

6 CHAIRPERSON CARTER: Please.

7 COMMISSIONER DEWAELSCHÉ: I also as Chair of  
8 the Personnel Committee have been extremely pleased  
9 with the assistance that you have given me in answering  
10 the questions I had about recruitment and new officers  
11 on the job, so thank you very much, and I was also  
12 honored to vote in favor.

13 MS. OXENDINE: Thank you so much, ma'am. I  
14 appreciate that.

15 COMMISSIONER BURTON: Through the Chair, I  
16 just want to say congratulations for continuing to  
17 serve with us.

18 MS. OXENDINE: Thank you.

19 COMMISSIONER BURTON: You know, your work is  
20 very impeccable. You've done so much for this  
21 Department. And I also wanted to continue to thank you  
22 for coming out on the 14th. You did a wonderful job  
23 there, and a lot of people came out and got a lot of  
24 wonderful information about the Department. So thank  
25 you so much for your service.

1 MS. OXENDINE: Thank you, sir. I appreciate  
2 that.

3 COMMISSIONER MALLETT: Madam Chair, I just  
4 wonder, I think that it might be appropriate to explain  
5 to the audience why everybody now quite appropriately  
6 is congratulating Ms. Oxendine for her appointment.  
7 And if you might as a part of the relationship that we  
8 have re-established with the Mayor's office, I think it  
9 might be beneficial to take people a little back  
10 through the history because this is an important  
11 moment. Important moment being our confirmation of the  
12 appointment of the Human Resources Director. I think  
13 that the public might benefit from understanding how it  
14 is that we got to this point and what it is that  
15 exactly we have done with a lot of enthusiasm and  
16 unanimity.

17 CHAIRPERSON CARTER: Well, I think that this  
18 was a part -- some people were kind of -- there was a  
19 concern about Ms. Oxendine being appointed to the  
20 director. So but if we go back to the Charter, the  
21 Charter authorizes the Board to appoint the HR  
22 Director. And under the Emergency Manager I think Ms.  
23 Oxendine was appointed and that was when our -- we did  
24 not have the authority to do so. And this is historic  
25 because as of Tuesday, the City Council voted to have

1 our powers restored effective December 10th. And now  
2 we do have the authority as a Board to appoint the HR  
3 Director, and that's what we just passed the resolution  
4 to do so and it was unanimous. So I don't think that  
5 anybody has a problem. Ms. Oxendine has been doing a  
6 great job with diversifying the classes as we've seen  
7 transitions as we've been here over the course of the  
8 last year and a half. So I want to commend you on your  
9 work. And is that --

10 COMMISSIONER MALLETT: That's perfect.

11 CHAIRPERSON CARTER: That's perfect. Okay.

12 COMMISSIONER MALLETT: I think people will  
13 want to know what we did and why we did it and that's  
14 the perfect explanation.

15 CHAIRPERSON CARTER: Thank you. Thank you,  
16 Commissioner Mallett.

17 MS. OXENDINE: Thank you Commissioners for  
18 the opportunity to continue to serve. I appreciate  
19 that and appreciate your confidence in my abilities.

20 CHAIRPERSON CARTER: Commissioner Crawford,  
21 did you have something?

22 COMMISSIONER CRAWFORD: Well, I just want to  
23 thank her, and thank her for her services. And I mean  
24 you really did some things that were innovative,  
25 particularly with those interns and some innovative

1 recruiting things. We talked over the year or two  
2 about recruiting and I do understand that task is  
3 really a task of recruitment. Yes, ma'am.

4 COMMISSIONER BURTON: Through the Chair. I  
5 just wanted to add this. HR Director Gail Oxendine,  
6 you are the best HR Director that this Department have  
7 had in many many years. So thank you once again.

8 MS. OXENDINE: Thank you, sir. I appreciate  
9 that. I'm overwhelmed with the praise. Thank you so  
10 much.

11 CHAIRPERSON CARTER: You're welcome. Thank  
12 you.

13 COMMISSIONER MOORE: Through the Chair.  
14 Director, if there's anything you need from us, please  
15 let us know.

16 MS. OXENDINE: Absolutely I'll reach outward.  
17 I appreciate that.

18 COMMISSIONER SHELBY: Ms. Oxendine, I was  
19 impressed with your internship program. I was also  
20 impressed with the ability I was able to be mentoring.  
21 So if you bring some more interns in, feel free to ask  
22 from us.

23 MS. OXENDINE: Sandy Flippo or Ms. Hubbard  
24 will be reaching out to you. We just started a new  
25 group on Monday, as well as we just started a new

1 recruit group on Monday as well. So we had a big  
2 hiring day on Monday and also with the students. So  
3 we'll be reaching out and I appreciate you providing  
4 that mentorship for those students because the program  
5 is bearing fruit with respect to bringing new officers  
6 aboard. So thank you so much for that.

7 CHAIRPERSON CARTER: Ms. Oxendine, while we  
8 have you there.

9 MS. OXENDINE: Yes.

10 CHAIRPERSON CARTER: Can you explain the  
11 internship program so our residents know.

12 MS. OXENDINE: Sure.

13 CHAIRPERSON CARTER: Because it's something  
14 to be talked about.

15 MS. OXENDINE: We have a college internship  
16 program. We reach out to about 15 or 20 regional  
17 colleges and community colleges, universities, and we  
18 are looking for college students who are pursuing  
19 associates, bachelors and masters degrees or have  
20 recently completed those within the last three months,  
21 and we want to provide them with an opportunity to see  
22 what a career in law enforcement looks like. And those  
23 students are getting majors and either getting degrees  
24 with majors in either criminal justice, criminal  
25 forensics or some other affiliate related type of

1 degree.

2 And the students come in. The summer program  
3 is a full-time program, which is ten weeks. The fall  
4 and winter programs are a semester program, if you  
5 will, which runs about ten to 12 weeks, and they come  
6 in part time and we work around their college  
7 schedules. And basically they spend about a week at  
8 the police academy actually getting a taste of what  
9 that would be like if they were a new recruit. And  
10 then they go, they spend the rest -- half of the rest  
11 of the time in internship assigned to a precinct. They  
12 do ride-alongs with officers. They actually learn how  
13 to file reports, how to use some of our crime-fighting  
14 methods, if you will, and techniques. They also  
15 participate in CompStat. And then the second half of  
16 the program they are assigned to a special area. So  
17 they get a chance, and we try to place them someplace  
18 where they're interested, but they're assigned to  
19 homicide or some other special area, specialty area.

20 We also do once a week we do what we call a  
21 town hall meeting where all the students come together  
22 and we have other areas within the department come and  
23 give information. They get a chance to look at the  
24 helicopter and see the K-9 dogs and talk to hostage  
25 negotiators and the like.

1                   We also continue to push their interest in  
2                   making DPD their employer of choice, and by the time  
3                   the program is over, they're telling us wonderful  
4                   stories and sharing stories with us and with each other  
5                   of what they're doing and it's, it's -- we get  
6                   overwhelmingly great response from the students and  
7                   also from the universities. So universities are  
8                   seeking us out now as a place to place their students  
9                   for internship. So the program is bearing, bearing  
10                  fruit for us and for the students.

11                  CHAIRPERSON CARTER: Have you had any interns  
12                  that have gone on to join the Department?

13                  MS. OXENDINE: Yes. We have four that are  
14                  currently officers already. We have two that are  
15                  currently in -- no. I'm sorry. Now that would be four  
16                  that are currently in the Academy, two from the prior  
17                  class that started in July and two now that are in this  
18                  class that just started September 28th. And there are  
19                  some others that are in the process, I think there are  
20                  about six or eight others that are in the hiring  
21                  process, if you will. So we'll be looking to put them  
22                  in hopefully the next academy.

23                  CHAIRPERSON CARTER: Thank you.

24                  MS. OXENDINE: Thank you.

25                  CHAIRPERSON CARTER: Ms. Brooks?

1 COMMISSIONER BROOKS: Yes. Madam Chair. Ms.  
2 Oxendine, I'm a new Board Commissioner.

3 MS. OXENDINE: Yes, ma'am.

4 COMMISSIONER BROOKS: You have one of the  
5 most important jobs around being Director of HR. So I  
6 look forward to learning about all the programs you  
7 have and everything that you do. Welcome.

8 MS. OXENDINE: Thank you so much, ma'am. And  
9 any time you want me to come and meet with you, I'm  
10 available.

11 COMMISSIONER BROOKS: I'd like that very  
12 much.

13 MS. OXENDINE: Thank you, ma'am.

14 CHAIRPERSON CARTER: Any other questions?

15 MS. OXENDINE: Again. Thank you again for  
16 having confidence in my abilities.

17 CHAIRPERSON CARTER: Thank you, ma'am.

18 Under announcements, our next meeting will be  
19 next Thursday, October 8 at 3 p.m. at the Detroit  
20 Public Safety Headquarters, 1301 Third Street Michigan  
21 Room, Detroit, Michigan.

22 At this time, we will have oral  
23 communications from the audience.

24 COMMISSIONER MALLETT: Madam Chair, I know  
25 that we discussed this before, and I'm glad that

1 Commissioner White is here and the body is here as  
2 well. I wonder, if we could, revisit the topic of next  
3 Thursday's meeting, and I say that only because a great  
4 many of my colleagues on the Board of Police  
5 Commissioners are going to be at a very important  
6 conference where they are going to expand their  
7 knowledge base as it relates to police community,  
8 advisory boards, oversight responsibilities and it is,  
9 in my judgment, a very good use of the taxpayers  
10 dollars and the Board of Police Commissioners' time.  
11 In my judgement, only speaking for myself, it would not  
12 be a good use of the public's time if we already know  
13 in advance that a majority of the Board of Police  
14 Commissioners are going to be at an important meeting  
15 off site and not here.

16 We recognize that the Charter says we shall  
17 meet, and I understand that shall is a very  
18 determinative word requiring that we be wherever it is  
19 we say that we are going to be. But I wonder if it  
20 would be worthy of discussion to think about the intent  
21 of the word shall, which is, in this particular  
22 instance, requiring the majority of the Board to be  
23 wherever it is that the Charter says we should be,  
24 recognizing that the Board of Police Commissioners are  
25 going to be absolutely where the public would want them

1 to be, and that is gaining more knowledge about an  
2 important topic.

3 So I'm just concerned that those of us who  
4 are not going and will benefit from the report back  
5 from our colleagues who are, will be coming in to  
6 adjourn a meeting that we know really is not going to  
7 have substance associated with it and, therefore, it  
8 would be significantly much more form than I think  
9 meeting the legal requirement. Lord knows, do not rely  
10 on my legal judgment. I don't practice law, I just  
11 pretend I'm one by paying my bar dues.

12 The only point I'm making is that -- but I do  
13 think just as a citizen, as a taxpayer, that if the  
14 Board of Police Commissioners is going to be somewhere  
15 that we determine to be appropriate, and the majority  
16 of them are going to do something that in our  
17 collective judgment is going to benefit the taxpaying  
18 public, then in my mind, we would acknowledge that. We  
19 would say we, we, we -- and I thought that the  
20 suggestion that we would appropriately and publically  
21 say that this was "a training day;" that we would not  
22 have the meeting and require Police Department  
23 officials to gather unnecessarily, communication  
24 personnel to gather unnecessarily, and I just would  
25 like the Board to think that through. I don't think

1 that it would be an appropriate use of taxpayer dollars  
2 for the support staff particularly, and the Police  
3 Department personnel, most particularly, to gather in  
4 support of a meeting that they know is not going to  
5 happen.

6 CHAIRPERSON CARTER: Any other members wish  
7 to comment on Commissioner Mallett?

8 COMMISSIONER WHITE: Thank you, Madam Chair.  
9 I would certainly weigh in, and not to be antithetical  
10 to my colleagues comments, but I think we all watch  
11 "Law & Order," and everybody, I would venture to say,  
12 may be a lawyer to some degree based on all of the  
13 different shows we watch, but I would take your  
14 judgement over most of ours, Justice Mallett.

15 With that being said, one is that first of  
16 all, I applaud the colleagues who can go. I've gone on  
17 several occasions to the National Conference. It is  
18 definitely training worthwhile going. And for those of  
19 you who may be your first time, I definitely think you  
20 will be the better for going.

21 My motion as it originally arose, and it has  
22 been that way since I've been here over the five years  
23 where there's always commissioners who did not or could  
24 not go for various reasons. A couple options that we  
25 had in front of us versus canceling the meeting, one

1 was to reschedule. I don't believe there's anything  
2 that says we have to meet on a Thursday, just says we  
3 have to meet weekly. So we have the ability to move it  
4 up in the week if there's a concern at all  
5 commissioners who would like to be present or if the  
6 presence of the commissioners is the utmost important.  
7 But more specifically, I think the fact that  
8 commissioners are meeting at the Convention would not  
9 be adherent to the Open Meetings Act. I still think we  
10 would be in violation.

11 Secondly, I think we serve a greater purpose  
12 and that is not only to be stewards of the Board's  
13 time, which I think is important, but also stewards of  
14 the community's time. And I don't know who may show up  
15 next week. If it's the mother of another slain young  
16 boy who is looking for an opportunity to have her voice  
17 heard. If there's another individual with trying  
18 testimony versus our towing situations, but I think we  
19 have a responsibility to be a body responsive to the  
20 public's concerns. I do not believe it would thwart  
21 the Department's ability to put forth a presentation as  
22 they have customarily done, give stats as they have  
23 customarily done, particularly now that we have this  
24 new outlet to the community at large. I do think we  
25 still have an opportunity to share good information

1 with the community, albeit the majority of us would not  
2 be here. That would be my only comment, Madam Chair.  
3 COMMISSIONER CRAWFORD: Through the Chair. I  
4 understand Commissioner Mallett's concerns. I somewhat  
5 agree with them; however, as last year this issue came  
6 up and, of course, we voted. Well there was this great  
7 discussion and debate about the Charter and I  
8 wholeheartedly support the Charter and in no way,  
9 shape, form or fashion would want to violate that  
10 Charter. And it was researched by legal staff last  
11 year, not Attorney Bernard, but our previous attorney  
12 who was here. And as Commissioner White just stated,  
13 my concern, I echo the same concerns, particularly in  
14 violation of Open Meetings Act and, again, the Charter.  
15 And that's, that's always been my concern that we not  
16 in no way violate this charter in terms of the meeting.  
17 Yes, majority of us won't be here next week. And to  
18 remedy the situation last year, we just had a, I think  
19 it was like an informational somewhat meeting and, of  
20 course, the meeting was called to order and then the  
21 meeting was ended with that explanation as to, on the  
22 record as to why the commissioners weren't in  
23 attendance because they were out of town. So that's  
24 always been my main concern is that we in no way  
25 violate the City Charter.

1 CHAIRPERSON CARTER: Other comments?

2 COMMISSIONER BROOKS: Yes, I have a comment.

3 You mean you -- as you all know, I'm new. You go  
4 through this every year trying to decide whether to  
5 have a meeting? Do something legal that we would not  
6 have to spend time to go through this every year.

7 CHAIRPERSON CARTER: Good question.

8 COMMISSIONER CRAWFORD: Ma'am, Commissioner  
9 Brooks. Last year we had a remedy for the situation.  
10 And this year it came up and it was labeled a training  
11 day or something like that or all the commissioners  
12 were assigned to some training day, which was something  
13 new, because I thought we just follow suit with what  
14 was done last year.

15 CHAIRPERSON CARTER: Commissioner White.

16 COMMISSIONER WHITE: Thank you, Madam Chair.  
17 To my colleague Brooks' question. I do believe the  
18 term that we came up with at the meeting of the whole,  
19 I don't think it would be any different when we receive  
20 communication from our executive secretary asking for  
21 our attendance. In any event that we may fall short of  
22 a quorum, I don't think it would be appropriate for us  
23 to say we're going to cancel the meeting for this week.  
24 So the fact that a quorum may fall short on any given  
25 day, to me, just doesn't nullify our fiduciary

1 responsibility as Commissioners of the Police  
2 Department to hold our weekly meetings.

3 COMMISSIONER BROOKS: How many commissioners  
4 are attending this conference and how many  
5 commissioners are left behind?

6 CHAIRPERSON CARTER: I think five are.

7 COMMISSIONER MALLETT: Well, I'm not going.

8 COMMISSIONER DEWAELESCHE: I'm not going.

9 COMMISSIONER WHITE: I'll still be in town.

10 COMMISSIONER VANN: I'll still be in town.

11 CHAIRPERSON CARTER: Four will be here.

12 COMMISSIONER BROOKS: Might not have a  
13 quorum, but you can still have a meeting, and that way  
14 the public, because it's not announced to the public  
15 that there will be no meeting. And so if they come to  
16 a meeting, there will be some commissioners here.

17 CHAIRPERSON CARTER: Thank you, ma'am. Any  
18 other comments. I think that we will have a meeting  
19 next week.

20 COMMISSIONER MALLETT: I'll be here.

21 CHAIRPERSON CARTER: And thank you,  
22 Commissioner Mallett.

23 COMMISSIONER WHITE: I'll be with  
24 Commissioner Mallett as well.

25 COMMISSIONER VANN: I'll be with all of them.

1 CHAIRPERSON CARTER: Thank you all for  
2 agreeing to come to the meeting next week.

3 CHAIRPERSON CARTER: Some of us will be at  
4 the conference in California and we'll be thinking of  
5 you as you're having your meeting. Really appreciate  
6 it. We will have a meeting. So that's the -- it's  
7 according to the Charter and we will have a meeting.

8 COMMISSIONER WHITE: Madam Chair, while we're  
9 on that topic, I think it would be appropriate, I'm  
10 sure you're already thinking that way, we just wanted  
11 to make sure we put it out there that you take the  
12 liberty as Chair to see to it that one of the  
13 commissioners who are left behind would conduct the  
14 full business for the day.

15 CHAIRPERSON CARTER: I thought that that had  
16 been decided.

17 COMMISSIONER WHITE: Maybe it has. I wasn't  
18 aware, but maybe it has.

19 CHAIRPERSON CARTER: So you being the former  
20 Chair, Vice Chair, I'm going to leave that  
21 responsibility with you.

22 COMMISSIONER WHITE: I thought I heard it was  
23 Conrad Mallett, Commissioner Mallett, but I'll be happy  
24 to serve.

25 COMMISSIONER MALLETT: And I'll be happy to

1 let you serve.

2 CHAIRPERSON CARTER: With that being said,  
3 we're going to have oral communications from the  
4 audience. Please give your name and limit your  
5 comments to two minutes.

6 MR. WELBORNE: Good evening, Board.

7 THE BOARD: Good evening.

8 MR. WELBORNE: Bill Welborne. Yesterday  
9 myself and the rest of Tuskegee Airman gave a seminar  
10 at the high school, and as we finished, the NPO's from  
11 the 5th precinct came on and talked to the people,  
12 these high school kids. And we found three young  
13 ladies there that wanted to join -- they're high school  
14 student seniors and they want to joint the Police  
15 Department after they finish school and they were  
16 adamant about it. What happened was when they went to  
17 the precinct and came down here, nobody could give them  
18 information where to go. I think that was absurd. I  
19 think every desk sergeant and everybody on the desk  
20 should know, tell these people where to go if they want  
21 to get these young people. These young people, this  
22 one young lady had a 3.9 GPA, and that's the kind of  
23 people we need, Chief. That's the kind of people you  
24 should be looking for. We need those kind of people.  
25 We can't let them get away. We cannot let these people

1 get away. These young people want to join now.

2 CHAIRPERSON CARTER: Do you have their  
3 contact information?

4 MR. WELBORNE: Well, I'm going to get to  
5 that.

6 CHAIRPERSON CARTER: Okay.

7 MR. WELBORNE: Luckily enough, we had the  
8 sergeant there and she took care of the situation.

9 CHAIRPERSON CARTER: All right. Good.

10 MR. WELBORNE: She jumped up and she said,  
11 I'll handle it myself. And she talked to them and got  
12 them on the right track. And maybe next year one of  
13 the new classes that come up, but I would like to see  
14 some kind of, just anything set up where people in the  
15 desk when they go in the precinct and they ask these  
16 questions, these people can tell them. Have a list or  
17 something now where you should go, who to call, who to  
18 contact because if we lose these people and they go to  
19 another city, Oak Park or Warren or something like  
20 that, we're going to lose them. Keep them here in the  
21 city. I'm for that all of the way.

22 CHAIRPERSON CARTER: So I'm sure, Ms.  
23 Oxendine, is there something already set up? There  
24 should be. There is?

25 MR. WELBORNE: Well it wasn't set up for

1 these young ladies.

2 CHAIRPERSON CARTER: Okay.

3 MR. WELBORNE: Now they're in good hands now.  
4 And I thank the sergeant for doing this because I know  
5 her personally. She did a good job.

6 CHAIRPERSON CARTER: Yes.

7 COMMISSIONER CRAWFORD: Mr. Welborne, what  
8 was the sergeant's name?

9 MR. WELBORNE: Hamilton.

10 COMMISSIONER CRAWFORD: Okay.

11 MR. WELBORNE: From the 5th precinct.

12 COMMISSIONER CRAWFORD: Okay. We thank her  
13 too.

14 MR. WELBORNE: She took care of it.

15 CHAIRPERSON CARTER: Thank you. I'm glad it  
16 was taken care of.

17 MS. OXENDINE: Just to address the citizen's  
18 concern. Each precinct has -- I don't know if you  
19 recall the little small business cards that we passed  
20 out to each of you. They have a supply of those.  
21 We'll double-check to make sure they still have a  
22 supply at each of the precincts, but that's the  
23 information that should be given to anyone that's  
24 making an inquiry so we'll get that addressed.

25 COMMISSIONER WHITE: Madam Chair, just a

1 recommendation. Madam Director, it could be strategic  
2 that we possibly share that with our Community  
3 Relations Councils as well in each precinct.

4 MS. OXENDINE: Absolutely.

5 COMMISSIONER WHITE: That they are certainly  
6 ambassadors for the Department.

7 MS. OXENDINE: We'll make sure they have that  
8 as well.

9 COMMISSIONER WHITE: Thank you.

10 CHAIRPERSON CARTER: Any other comments?

11 MR. SCOTT: Ron Scott. Two short items.  
12 Board members, I wanted to raise a question to a large  
13 amount of -- and many of you have spoken about this,  
14 many of the officers on the Detroit Police Department  
15 do not live in the City, and that was a very  
16 contentious issue, and I contend that it still is  
17 because in many cases what we found has led to some  
18 issues related to perception of individuals on the  
19 street and the community and there have been cultural  
20 issues. And when the -- give me the questions have  
21 come up, which most of the complaints are they have in  
22 many cases been related to cultural differences that  
23 are created in terms of where one lives, thinks and  
24 associates. And so, therefore, I would say -- I would  
25 ask if you could ask Ms. Oxendine as we go over her

1 tenure if we could get a qualitative analysis, not  
2 quantitative, not in terms of who we hire, but a  
3 qualitative analysis which in 1974 when this Board was  
4 created was a change as a culture. Well how is the  
5 culture being changed and can we get a qualitative  
6 analysis on that?

7 Secondly, per my comments last week regarding  
8 the masked individuals in vice, I'd like to find out  
9 if -- how these protocols are established, what is the  
10 purpose of them, and in the future, can we be  
11 transparent to the public about individuals wearing  
12 masks and so forth at stops.

13 CHAIRPERSON CARTER: I believe somebody did  
14 speak -- did somebody speak about the masks last week?

15 MR. SCOTT: Spoke to it, but she did not talk  
16 about how the process occurred. I think the question  
17 was whether or not there was a marked vehicle that was  
18 engaged in the stop. And there was a question of fact  
19 as to whether that was the case. It wasn't discussed  
20 because it's being adjudicated. But I'm more  
21 interested in the process and how the procedure occurs  
22 and how it will occur in the future.

23 CHAIRPERSON CARTER: Chief Craig.

24 CHIEF CRAIG: Through the chair. I want to  
25 address that. I put a prohibition on vice wearing a

1 mask. If there's an exigency, and I know I directed  
2 the Assistant Chief. Maybe Steve, you can talk about  
3 what the current policy is with vice, because we're  
4 aware of it. I didn't like it. I understand the  
5 purpose on rare occasions when a mask might be needed,  
6 but if they're making a traffic stop in a police  
7 vehicle, no officer should wear a mask. That's  
8 prohibited. That's under -- so but if it's specific to  
9 some undercover work, which there's a difference  
10 between undercover and plain clothes. So Steve, you  
11 can talk to that.

12 COMMISSIONER CRAWFORD: Pardon me. Through  
13 the Chair.

14 CHIEF CRAIG: Go ahead.

15 COMMISSIONER CRAWFORD: Mr. Scott, last week  
16 the information was that we were all privy to in that  
17 presentation last week is that the stop was made by a  
18 marked scout car and a uniformed officer. It was a  
19 marked scout car and uniformed officer that actually  
20 made the stop.

21 CHIEF CRAIG: Through the Chair. Did we get  
22 a specific date time? Did we open an investigation to  
23 that, Madam Chair? But did we open an investigation?  
24 I would like an investigation into it and report back  
25 not only to this body but to me as well.

1 MR. SCOTT: If I could say one thing through  
2 the Chair. The Chief and I concur on this matter and I  
3 said because the matter was being adjudicated, there  
4 wasn't the evidentiary basis in terms of what -- that's  
5 why I'm bringing it back, and I appreciate, you know,  
6 the further investigation on the matter, because I  
7 think that, you know, things are too tight out in the  
8 street. You don't know who you're dealing with and  
9 citizens have to be well aware of this. And,  
10 obviously, I more than anyone else want to intervene  
11 and intercept anything illegal that's happening and  
12 protect officers who may have to be in harms way. But  
13 by the same token, I think we have to be transparent.

14 COMMISSIONER MOORE: Through the Chair. Do  
15 we have a Complainant on that particular issue, Mr.  
16 Scott?

17 MR. SCOTT: Yes, we do. His name is Joshua  
18 Paine. And I believe he filed a complaint with OCI.

19 CHAIRPERSON CARTER: Chief.

20 CHIEF CRAIG: Through the chair. Thank you.  
21 I agree with Mr. Scott. Certainly one of the things  
22 that I'm very big on, and this is a directive that I  
23 pushed out, that in addition to uniform officers in  
24 marked units, they shall have name tags on because I  
25 want the public to know who, in fact, they're dealing

1 with. There have been so many reported incidents of  
2 officers or individuals indicating that they were  
3 officers and they were not. And so we have to have  
4 officers in uniform, and certainly the exception is our  
5 special operations, but we're standardized in that  
6 uniform because there's been some deviation from that  
7 as well. But the fact that they are either wearing the  
8 cloth badge and metal badge, but name tags are  
9 paramount, but there absolutely should never be any  
10 mask being worn for someone in patrol making a traffic  
11 stop. So we will report back to this body.

12 CHAIRPERSON CARTER: Thank you. Thank you,  
13 Chief.

14 CHIEF CRAIG: Thank you.

15 MR. SCOTT: Thank you.

16 CHAIRPERSON CARTER: Any other comments? Any  
17 other comments? Chief Investigator Drake, you had  
18 something?

19 C.I. DRAKE: Madam Chair, for the record,  
20 Pamela Davis-Drake. Point of interest. I have reached  
21 out to General Services Division with regard to the  
22 concerns about the construction -- the contractor, and  
23 they have agreed to be at your next meeting if it is  
24 the Board's pleasure, which would be I believe October  
25 15th. Is that the next meeting?

1 CHAIRPERSON CARTER: Yes.

2 COMMISSIONER MALLETT: We're meeting on the  
3 8th, but they should come on the 15th.

4 C.I. DRAKE: The next full meeting, the full  
5 board. Is that correct?

6 CHAIRPERSON CARTER: That's correct.

7 C.I. DRAKE: If it is the Board's pleasure,  
8 they will be there.

9 CHAIRPERSON CARTER: That's fine. Thank you.  
10 It is our pleasure.

11 MS. SMITH: Good afternoon, Chief. Good  
12 seeing you and the Commissioner. I was looking for the  
13 young lady to be here, but I guess she didn't make it  
14 down, couldn't find the station. She had a compliment.  
15 She called me about it, but in regards to an officer.  
16 Bernice Smith. I'm sorry, political activist. She had  
17 a complaint in regards to a police officer down at  
18 Eastern Market on Russell -- well no, not Russell, on  
19 Market Street where the wine building and the fish  
20 company is right side-by-side. In other words, she has  
21 this handicap sticker and the officer that's down  
22 there, he puts up some orange, you know, so no one can  
23 park there until the owner of the wine store or the  
24 warehouse, whatever, comes and opens up his store. And  
25 she hasn't been able to be parking down there and she's

1           been complaining about it and it's been going on for  
2           several weeks and she called me up. But I thought  
3           she'd be here so she could talk about it herself, but I  
4           guess she just didn't make it down.

5                        But in the meantime, I want to congratulate  
6           my Commissioners for making it through the hellhole, as  
7           I call it, and they did a good job in doing the  
8           presentation this past week, Tuesday. And I did want  
9           her to know why one of the officers was not present so  
10          we could really show off with having the police being  
11          present there because they did ask where was the police  
12          officer being there.

13                       In the meantime, I was concerned about what  
14          we just heard today about the Service Department. I  
15          was in business in '96. I was in the roofing business  
16          and I did my job good. And if the customer didn't like  
17          what I was doing, I either stopped doing what I was  
18          doing or corrected it. And I'm kind of concerned, why  
19          did it take so long. And I'm not faulting you,  
20          Commander White, about it. I just want to know why it  
21          took so long for you to find out that he did an  
22          incompetent job because when you're doing something for  
23          somebody, that's my thought, you got to do the best you  
24          can so he can recommend you to another job. So I do  
25          know about business in that respect.

1           Also, I am very disappointed because the fact  
2           that you guys act like cats and dogs today in regards  
3           to arguing going on. And you, Commissioner Burton, do  
4           not disrespect our chairperson anymore. She's a woman  
5           and she does demand respect out of all men and all  
6           people. So when they ask you to stop speaking, stop  
7           speaking and let us know, you know, that you respect  
8           her and let's not have this again because it's very  
9           disheartening, to me it is, because I pride myself in  
10          all of you being respectful with each other. I'm a  
11          woman and I demand respect out of men. So I hope you  
12          don't do this again because I love you still, but you  
13          got out of order today, and I don't want it to happen  
14          again.

15                   CHAIRPERSON CARTER: Thank you, Mother  
16          Bernice.

17                   MS. SMITH: Also, I would --

18                   CHAIRPERSON CARTER: Mother Bernice?

19                   COMMISSIONER BURTON: Mother Bernice. You  
20          know we as a Board --

21                   MS. SMITH: Wait a minute. You didn't  
22          address her. See that? You're out of order now. You  
23          didn't address her.

24                   COMMISSIONER BURTON: Point of order.

25                   MS. SMITH: All right. So I'm going to leave

1 it as it is.

2 CHAIRPERSON CARTER: Mother Bernice?

3 MS SMITH: Yes, ma'am.

4 CHAIRPERSON CARTER: Thank you for your  
5 support. I really appreciate it.

6 MS. SMITH: Oh, I love you guys. The only  
7 thing we want now, Chief, is for you to get some of  
8 that money away from the body camera. Tell the mayor.  
9 If you don't want to tell him, I'll tell him. Tell the  
10 mayor to share some of that body money on the cameras  
11 with your salaries, the police salaries. They need  
12 their money. They need their health to be paid and  
13 they need increase in their salaries. I've been  
14 preaching that for the longest and I'm going to  
15 continue to say so. I want them to get a raise. Thank  
16 you so much.

17 CHAIRPERSON CARTER: Thank you.

18 COMMISSIONER MOORE: Madam Chair, I have a  
19 quick question. Chief, who's the point of contact if  
20 anyone has a question about medical marijuana  
21 enforcement?

22 CHIEF CRAIG: That's a great question.  
23 Through the Chair. It's a great question. In fact, I  
24 was late because I was meeting with one of the counsel,  
25 and I know they voted on some legislation and I'll

1 admittedly tell you I'm troubled by the number of  
2 dispensaries that are opening up at such a rapid pace  
3 in neighborhoods, and so the counsel did pass  
4 legislation. I think the second part of that is  
5 zoning. But the department will continue as some of  
6 your constituents will receive a complaint of a  
7 dispensary that they believe is selling marijuana to  
8 non-cardholders or teenagers who can't receive it, not  
9 specific on the law, but can't receive it unless  
10 there's an adult, then we will investigate that. And  
11 we have gone into dispensaries and conducted  
12 investigations. With that said, there is some  
13 movement, I'm glad to say, according to counsel. And  
14 so the second part, and I think the critical part for  
15 you is the zoning because they are daily popping up  
16 everywhere and --

17 COMMISSIONER MOORE: The zoning, Chief, do  
18 you think there's a possibility we might be going to a  
19 red light district in the City of Detroit?

20 CHIEF CRAIG: I don't know about red light  
21 district at all. When they talk about zoning, it's  
22 issues that how far should it be away from the school,  
23 church. Those are answers that our lawmakers, and so  
24 it might not be bad for your concerns maybe that be  
25 directed to the council since they're the ones that are

1 driving that piece. But that said, if your  
2 constituents have concerns about dispensaries and they  
3 believe there's an illegal activity going on, we will  
4 investigate.

5 COMMISSIONER MOORE: Thank you.

6 CHIEF CRAIG: You're welcome. Any other  
7 comments.

8 COMMISSIONER VANN: Madam Chair, since that  
9 was brought up, I have received a lot of complaints  
10 with regard to the proliferation of marijuana  
11 dispensaries, and I am clear, and I know that the City  
12 Council's been dealing with it from I don't know if  
13 it's a matter of law or a matter of resolution or  
14 exactly. I'm unclear as to where we are with regard to  
15 what we're going to do about it and how do these  
16 dispensaries open. Are they totally unregulated? Are  
17 there any kind of legal constraints in place? I'm very  
18 concerned about that on a lot of different levels.  
19 I've tried not to say a whole lot about that here at  
20 the table, but since it was mentioned, and I would  
21 really, and I know it probably has the Chief and the  
22 Mayor and others in a quandary right now. I know that  
23 there's a valid initiative that's coming on the ballot  
24 with regard to it as well, and I just don't know how  
25 commensurate any of this is with, you know, employment

1 practices. I think that, you know, we're not taking an  
2 ethical stand. Common sense stand in terms of, you  
3 know, the dispensing of marijuana, no matter how you  
4 fall on whatever side you look at it politically. I  
5 think that this could be a very critical crisis in our  
6 city if it's not addressed properly, and if people  
7 don't have the proper information. There are people  
8 who believe that, you know, the law's passed,  
9 everything is okay and you can just do it as you would  
10 like. Someone has to give us good, solid, legal  
11 information so that we're able as commissioners to  
12 disseminate it to people that ask us and that we're  
13 able to try to see what's going on.

14 CHIEF CRAIG: Through the Chair. Just in  
15 response to Commissioner Vann's concerns, I mean one  
16 suggestion I would have is that we have I want to say  
17 city attorney I'm thinking about Butch Hollowell come  
18 in because there was some recommended legislation that  
19 was drafted. He has done a lot research into it.  
20 Again, it has been given to the City Council. They  
21 voted. I think it was 9 on 0, but there's a second  
22 part of it.

23 So there is some ambiguity, you know, on my  
24 part. Only thing I can deal with is just basic law.  
25 If a dispensary is selling marijuana to someone who is

1 not in possession of a card, the medical card, then  
2 certainly that's illegal. Then the dispensary's acting  
3 no different than just a typical drug house. That's  
4 clear.

5 COMMISSIONER VANN: That's exactly what they  
6 are.

7 CHIEF CRAIG: So when we get those  
8 complaints, and we have gotten them because people have  
9 reported that individuals are going in without a card,  
10 we investigate and we have closed one as of late. We  
11 will continue to investigate those kind of complaints.  
12 And then once the ordinance is out, then we can.

13 But again, a reminder that federal law does  
14 not recognize marijuana, even though in Colorado  
15 they've legalized. I've talked to my colleagues in  
16 Colorado, and while some anticipate it would be a  
17 reduction in violent crime, they see no difference. In  
18 fact, the marijuana black market still exists. I would  
19 think that the same thing would probably hold true here  
20 because imagine with a dispensary, certainly those who  
21 want to commit crimes, that's the location to do that.

22 So again, we will enforce the law as it  
23 stands today.

24 CHAIRPERSON CARTER: Thank you.

25 COMMISSIONER CRAWFORD: Madam Chair, I see

1 Dr. Divers is here. Maybe he can give us some sort of  
2 legislative update from City Council. If he wants to  
3 step up. If he doesn't have one, that's okay too.

4 CHAIRPERSON CARTER: That's fine.

5 COMMISSIONER CRAWFORD: He's Council Member  
6 Cushingberry's Chief of Staff.

7 MS. BERNARD: Just briefly. Linda Bernard.  
8 There is a marijuana section of the State Bar of  
9 Michigan. I can request that either the head of that  
10 section or there's one lawyer, and I can't think of his  
11 name right now, he's down on Jefferson, who is the guru  
12 on the subject, to come and make a presentation to the  
13 commission if you're interested, Madam Chairperson and  
14 members of the Board. They can actually tell you  
15 exactly what's going on clearly at the state level and  
16 with respect to judicial issues concerning this matter.

17 And just as an aside, as an aside, Chief, we  
18 have the lottery but we still have numbers. You said  
19 the black market had not changed in terms of marijuana  
20 we do have a numbers industry.

21 CHIEF CRAIG: Through the Chair, there is a  
22 black market.

23 MS. BERNARD: I understand that.

24 CHIEF CRAIG: Absolutely. But I want to just  
25 humbly recommend that in addition that we have someone

1 from City Law who is intimately because you want to  
2 understand what you can tell your constituents and how  
3 to give advice and recommendations to us because there  
4 is ambiguity. But again, on those violations that are  
5 clearly law violations, the sale of marijuana, we will  
6 enforce that law.

7 CHAIRPERSON CARTER: We'll definitely reach  
8 out to corporation counsel, Butch Hollowell, to see if  
9 he can come and give us a presentation or update on  
10 what's going on with the marijuana dispensaries.

11 COMMISSIONER VANN: Madam Chair, very quickly.  
12 You know, the information we're also receiving is is  
13 that the black market already exists with the marijuana  
14 cards; that people can get a marijuana card for \$50 so  
15 from various sources. So I guess what I'm saying is is  
16 that I don't know that the issue's just, you know,  
17 whether or not they have a card, that's one issue, very  
18 pertinent issue. The other issue is is that there's a  
19 black market for the cards that has to be addressed as  
20 well.

21 CHAIRPERSON CARTER: We'll definitely reach  
22 out and see what we can do, who we can bring in. Dr.  
23 Drivers, you have some information for us?

24 DR. DIVERS: Yes, Ms. Carter. I'm Arthur  
25 Divers. I'm the liaison for Albert George

1 Cushingberry.

2 This ordinance has not been passed by the  
3 City Council. It is in the Public Safety Committee.  
4 And that Public Safety Committee had a meeting last  
5 Tuesday and they had took in public comment. There is  
6 some people who are in favor of the medical marijuana  
7 who object to the types of restrictions that they have  
8 in the bill, but it was not resolved. The committee  
9 did not report it out to the full committee. It has  
10 not been before the full council. It is still before  
11 the Public Safety Committee.

12 This bill is concerning regulation,  
13 regulation where these dispensaries can be located and  
14 other restrictions something like, you know, talking  
15 about 1000 feet from this school or senior citizens or  
16 so forth. That's in there and they have -- some of  
17 them are objecting to that. There was supposed to be  
18 another meeting of the Public Safety Committee today.  
19 That was canceled. They are -- I'm talking about the  
20 Public Safety Committee, and that's where it is. They  
21 will again be accepting public comment, and that will  
22 be on October the 12th, and that will be in the City  
23 County Building. But it has not been passed. It has  
24 not been before the full council for their vote up or  
25 down. The Committee for Public Safety will make a

1 recommendation. It can be in favor or against, but I'm  
2 certain that it has not been passed. There's two parts  
3 to that bill. This is going before the Zoning that's  
4 Public Safety Number 61 and that's where the Chief was  
5 talking about where they're going to be located, and it  
6 is true that they are popping up everywhere. But I  
7 want you to understand, the full City Council has not  
8 voted on it. It is still in the Public Safety  
9 Committee and they're going to have a hearing on the  
10 12th for further comment.

11 And then I suppose that, depending on what  
12 happens in that committee and the kind of comment they  
13 receive, they would then make a judgement as is it  
14 going ahead or amend or strike out or whatever they  
15 want us to do. But it must come out of that committee  
16 before it goes to the council. But then the council  
17 will discuss it. They may well have a public hearing  
18 after that before they vote, but I'm not certain of  
19 that. I think if it comes out the committee and they  
20 have discussed it and so forth, they may well go ahead  
21 and go with it. But I would not rule out a full  
22 hearing in the Erma Henderson Building, and then they  
23 will vote. That's the latest. The committee hearing  
24 is delayed Public Safety until the 12th for further  
25 comment and people can come down there to the Public

1 Safety Committee they can make comments there. So  
2 that's the most recent update on what you call it,  
3 Medical Marijuana Ordinance Number 61 and that's just  
4 concerning zoning. And the thing is they are talking  
5 about regulation, regulation. It is not one in which  
6 they want to stop it all together. That's already been  
7 decided by the state and the people voted on it for  
8 hearing in Michigan. Any questions?

9 CHIEF CRAIG: Through the Chair?

10 CHAIRPERSON CARTER: Yes.

11 CHIEF CRAIG: I stand corrected, but I just  
12 had a conversation with the Committee Chair -- not the  
13 Chairperson, but a member and I was left to believe  
14 that maybe a vote had been taken on at least one. So  
15 if I got bad information, I stand corrected.

16 DR. DIVERS: Yeah. On the 12th October they  
17 will have that hearing again with further comments.  
18 Madam Chair.

19 CHAIRPERSON CARTER: Thank you, Dr. Divers.  
20 Thank you, sir. We appreciate that information.

21 MS. PANSELL: Good afternoon. Sharon  
22 Pannell. I just wanted to say congratulations. Thank  
23 you.

24 CHAIRPERSON CARTER: Any other comments? Any  
25 other comments? Any other comments? At this time I'll

1 entertain a motion for adjournment.

2 COMMISSIONER: So moved.

3 COMMISSIONER: Support.

4 CHAIRPERSON CARTER: It's been moved and  
5 supported to adjourn. The meeting is adjourned.

6 (The deposition was concluded at 4:40 p.m.)

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CERTIFICATE OF NOTARY

STATE OF MICHIGAN )  
 ) SS  
COUNTY OF OAKLAND )

I, Melinda R. Womack, Certified Shorthand Reporter, a Notary Public in and for the above county and state, do hereby certify that the above deposition was taken before me at the time and place hereinbefore set forth; that the witness was by me first duly sworn to testify to the truth, and nothing but the truth, that the foregoing questions asked and answers made by the witness were duly recorded by me stenographically and reduced to computer transcription; that this is a true, full and correct transcript of my stenographic notes so taken; and that I am not related to, nor of counsel to either party nor interested in the event of this cause.

Melinda R. Womack



Melinda R. Womack, CSR-3611  
Notary Public,  
Jackson County, Michigan

My Commission expires: 06-22-2018

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